

STATE OF MISSISSIPPI

Office of the Governor



EXECUTIVE ORDER NO. 1304

WHEREAS, in preparation for Hurricane Isaac, I declared a State of Emergency pursuant to Section 33-15-11(17) of the Mississippi Code, which remains in effect; and

WHEREAS, heavy rainfall in Pike County caused the level of Lake Tangipahoa in Percy Quin State Park to rise precipitously, which has imposed significant stress on the dam at the south end of the lake and has threatened the integrity of the dam; and

WHEREAS, I have determined that prompt remedial action is necessary to address damage to the dam and prevent additional flooding; and

WHEREAS, I find strict compliance with all applicable state contracting and purchasing laws and regulations—including but not limited to the timing requirements of Title 31, Chapter 7 of the Mississippi Code—could prevent, hinder, or delay necessary action in coping with Hurricane Isaac and, in particular, in addressing damage to the dam at Lake Tangipahoa.

NOW, THEREFORE, pursuant to Sections 33-15-11(b)(9), 33-15-11(c)(1), and 33-15-11(c)(4) of the Mississippi Code, I, Phil Bryant, Governor of the State of Mississippi, Order as follows:

1. I hereby delegate authority to the Executive Director of the Department of Finance and Administration to suspend the provisions of any state regulatory statutes, orders, rules, or regulations related to the procurement of goods or services when, in his judgment, strict compliance with such provisions would prevent, hinder, or delay necessary action to address damage to the dam at Lake Tangipahoa.
2. The delegation of authority granted pursuant to this Executive Order is conditioned on the following requirements: The Executive Director shall, to the maximum extent practicable, (a) solicit proposals or quotes from multiple potential contractors or vendors and (b) summarize the reasons for his selection of particular contractors or vendors in the minutes of the Public Procurement Review Board.

The purpose of this Executive Order is to expedite necessary remedial action at Lake Tangipahoa, while still ensuring that the State obtains the highest quality of services and goods at a reasonable cost.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol, in the City of Jackson, this the 4th day of September, in the year of our Lord two thousand and twelve, and in the two hundred and thirty-seventh year of the Independence of the United States of America.

A blue ink signature of Phil Bryant, followed by the printed title "PHIL BRYANT GOVERNOR".



BY THE GOVERNOR

C. Delbert Hosemann, Jr.
C. DELBERT HOSEMAN, JR.
SECRETARY OF STATE